

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 375 of 2000

With

CIVIL APPLICATION NO.3567 OF 2002

HON'BLE MR.JUSTICE K.S.JHAVERI

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1. Whether Reporters of Local Papers may be allowed : NO
to see the judgements?
2. To be referred to the Reporter or not? : NO
3. Whether Their Lordships wish to see the fair copy : NO
of the judgement?
4. Whether this case involves a substantial question : NO
of law as to the interpretation of the Constitution
of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the concerned : NO
Magistrate/Magistrates, Judge/Judges, Tribunal/Tribunals?

ARVINDBHAI RAVJIBHAI PATEL

Versus

DABHOI NAGAR PALIKA

Appearance:

MR TR MISHRA for Petitioner No. 1
MR MA PAREKH for Respondent No. 1
MR PD BHATE, AGP, for Respondent No. 1,2
HL PATEL ADVOCATES for Respondent No. 1

CORAM : HON'BLE MR.JUSTICE K.S.JHAVERI

Date of decision: 19/07/2004

ORAL JUDGEMENT

1. Learned counsel for the petitioner states that
the Inquiry Officer has given his report on 29.9.2003,

wherein he has held that the charges against the petitioner have not been proved. He further stated that on receipt of the report the disciplinary authority has passed an order on 16.10.2003 setting aside the order of suspension and further ordered to reinstate the petitioner on his original post with continuity of service along with 60% arrears of pay. In this behalf Consent terms have been placed on record of this petition by the parties and requested to dispose the petition in terms of the said consent terms. The Consent Terms are taken on record.

2. In view of the Consent Terms the grievance made in the present petition does not survive. Accordingly the petition is disposed of. Rule is discharged with no order as to costs. The parties are directed to abide by the order passed by the Disciplinary Authority dated 16.10.2003.

3. Since the main petition has been disposed of, no order in the above Civil Application and the same is accordingly disposed of.

[K.S. JHAVERI, J.]

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